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S/N 09/119,209

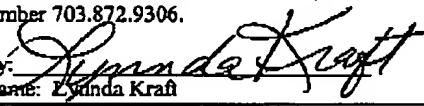
SEP 24 2004 PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Lasky et al.	Examiner:	Pak, Michael
Serial No.:	09/119,209	Group Art Unit:	1646
Filed:	July 20, 1998	Docket No.:	11669.0098US01
Conf. No.:	9854	Customer No.:	23552
Title:	LYMPHOCYTE HOMING RECEPTORS		

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**CERTIFICATE UNDER 37 CFR 1.6(d):**

I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office, on September 24, 2004 at facsimile number 703.872.9306.

By:   
Name: Lynda Kraft

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

Attention: Office of Petitions  
**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The United States Patent and Trademark Office abandoned the above-identified application for failure to file a timely and proper reply to an Office Action. The date of abandonment is the day after the expiration date of the period set for reply in the office action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

A response to the above-noted Office Action is enclosed herewith.

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional. As indicated in the Communication submitted on March 9, 2004, after considerable correspondence and discussions with Examiner Pak, the undersigned representative filed an RCE and amendment responsive to the rejections of record. The Office Action in question, dated March 24, 2003, was not addressed to the undersigned attorney of record, and was never received. The undersigned attorney was apprised of the outstanding office action when the client received a notice of

abandonment. The attorney of record submitted a Communication requesting resending of the Office Action with restarting of the time for response (copy attached). No reply to this communication has been received. Revival of this application is respectfully requested.

Please charge Deposit Account No. 13-2725 in the amount of \$1330.00 to cover the required for petition.

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903

Date: 24 September 2004

Denise M Kettelberger  
Denise Kettelberger, Ph.D.  
Reg. No. 33,924  
DMK:lek



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SEP 24 2004



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6123329081 Merchant & Gould		6123329081	T-094 P.005/022 F-472																
<b>Merchant &amp; Gould</b> <small>An Intellectual Property Law Firm</small>		226 125 Cedar St. Paul, Minnesota 55101-2215 USA Tel: 651.221.5264 Fax: 651.221.5265 <a href="http://www.mg.com">www.mg.com</a>																	
<p><b>Fax Transmission</b>   March 9, 2004</p> <table border="0" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">To: Commissioner for Patents</td> <td style="width: 50%;">From: Denise M. Kettlerberger, Ph.D.</td> </tr> <tr> <td>Company: USPTO</td> <td>Our Ref.: 11669.0098US01</td> </tr> <tr> <td>Your Ref.: 109119.209</td> <td>Fax No.: 612.332.9081</td> </tr> <tr> <td>Fax No.: 703.572.9306</td> <td>Phone No.: 612.371.5263</td> </tr> <tr> <td>Phone No.: 703.572.9305</td> <td>Total Pages: 5</td> </tr> <tr> <td>State/Country: D.C./U.S.A.</td> <td>E-Mail: <a href="mailto:dkettlerberger@merchant-gould.com">dkettlerberger@merchant-gould.com</a></td> </tr> <tr> <td colspan="2">Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</td> </tr> <tr> <td colspan="2">Return Fax To: Lynnda Kraft 31.W12</td> </tr> </table> <hr/> <p><b>Title of Document Transmited:</b> Treatment in Similitude and Composition          Applicant: Lesky et al.          Serial No.: 10/9119.209          Filed: July 20, 1998          Gross Art Unit: 1646          Ctr Ref. No.: 11669.0098US01</p> <p>Please charge any additional fees or credit overpayment to Deposit Account No. 13-2722. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to cover these papers, if appropriate.</p> <p style="text-align: right;"><i>Denise M. Kettlerberger</i>          By: _____          Name: Denise M. Kettlerberger, Ph.D.          Reg. No.: 33,424</p> <p>I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.</p> <p style="text-align: center;"><i>Lynnda Kraft</i>          Signature <span style="float: right;"><i>3/9/04</i></span>          Date</p> <p>This transmission contains information that is confidential and/or legally protected. It is intended for use only by the person to whom it is directed. If you have received this message in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.</p> <p>If you do NOT receive all of the pages, please call us in the U.S.A. at 612.332.9364 or fax us at 612.332.9081.</p> <p style="text-align: center;">PAGE 5/22 * RCVD AT 9/24/2004 3:58:59 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/3 * DNIS:8729306 * CSID:6123329081 * DURATION (mm:ss):05:14</p>				To: Commissioner for Patents	From: Denise M. Kettlerberger, Ph.D.	Company: USPTO	Our Ref.: 11669.0098US01	Your Ref.: 109119.209	Fax No.: 612.332.9081	Fax No.: 703.572.9306	Phone No.: 612.371.5263	Phone No.: 703.572.9305	Total Pages: 5	State/Country: D.C./U.S.A.	E-Mail: <a href="mailto:dkettlerberger@merchant-gould.com">dkettlerberger@merchant-gould.com</a>	Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Return Fax To: Lynnda Kraft 31.W12	
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Your Ref.: 109119.209	Fax No.: 612.332.9081																		
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Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																			
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Fax Transmission | March 9, 2004

To:	Commissioner for Patents	From:	Denise M. Kettelberger, Ph.D.
Company:	USPTO	Our Ref.:	11669.0098U301
Your Ref:	09/119,209	Fax No.:	612.332.9081
Fax No.:	703.872.9306	Phone No.:	612.371.5268
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Confirmation Via Mail:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Return Fax To:	Lynnda Kraft 31.W12

Title of Documents Transmitted:  
 Applicant: Lasky et al.  
 Serial No.: 09/119,209  
 Filed: July 20, 1998  
 Group Art Unit: 1646  
 Our Ref. No.: 11669.0098U301

Transmitted in duplicate, and Communication

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CUSTOMER NO.: 23552

ATTORNEY/DEALER/AGENCY CODE

By: *Denise M. Kettelberger*  
 Name: Denise M. Kettelberger, Ph.D.  
 Reg. No.: 33,924

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Lynnda Kraft

*Lynnda Kraft*

*3/9/04*

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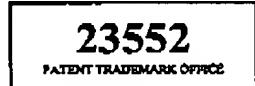
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Company:	USPTO	Our Ref.:	11669.0098US01
Your Ref.:	09/119,209	Fax No.:	612.332.9081
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**Title of Documents Transmitted:****Transmittal in duplicate, and Communication**

Applicant: Lasky et al.  
 Serial No.: 09/119,209  
 Filed: July 20, 1998  
 Group Art Unit: 1646  
 Our Ref. No.: 11669.0098US01

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By: Denise M. Kettelberger  
 Name: Denise M. Kettelberger, Ph.D.  
 Reg. No.: 33,924

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T-094 P.008/022 F-472

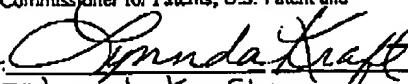
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lasky et al.  
Serial No.: 09/119,209  
Filed: July 20, 1998  
Confirmation No.:  
Due Date:  
Title: LYMPHOCTYE HOMING RECEPTORS

Examiner: M. Pak  
Group Art Unit: 1646  
Docket: 11669.98US01  
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Date:

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By:   
Name: Lynnda Kraft

Commissioner for Patents  
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Alexandria, VA 22313-1450

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Sir:

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- Transmittal Sheet in duplicate containing Certificate of Mailing
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MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By:   
Name: Denise M. Kettelberger  
Reg. No.: 33,924  
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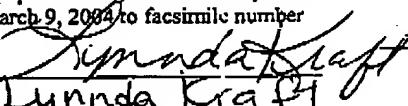
SN 09/119,209

SEP 24 2004

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Lasky et al.	Examiner:	M. Pak
Application No.:	09/119,209	Group Art Unit:	1646
Filed:	July 20, 1998	Docket No.:	11669.98US01
Title:	LYMPHOCYTE HOMING RECEPTORS		

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office on March 9, 2004 to facsimile number 703.872.9306.

By:   
Name: Lynnda Kraft

COMMUNICATION

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicants respectfully request that the Office Action dated March 24, 2003 be resent to the attorney of record and the period for response be restarted from the new mailing date.

Applicants' undersigned representative has been prosecuting this application since well before the mailing date of the present Office Action. For example, on April 22, 2002, the below signed attorney for Applicant filed an Amendment in reposnse to the October 22, 2001 Office Action; on November 11, 2002, the below signed attorney for Applicant sent via facsimile a communication to the Examiner; on December 3, 2002, the below signed attorney for Applicant and the Examiner participated in a telephone interview; on March 10, 2003, the below signed attorney for Applicant filed a Request for Continued Examination, an Amendment and a Request for Extension of Time.

Applicants respectfully state that the aforementioned outline of the prosecution history for this application adequately shows the attorney of record to be Denise Kettelberger of Merchant & Gould.

Accordingly, Applicants respectfully request that the Office Action dated March 24, 2003 be resent to the attorney of record and the period for response be restarted from the new mailing date.

Respectfully submitted,

MERCHANT & GOULD P.C.

*Denise M. Kettelberger*

Denise M. Kettelberger  
Reg. No. 33,924

MERCHANT & GOULD P.C.  
P. O. Box 2903  
Minneapolis, Minnesota 55402-0903

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To: Commissioner for Patents  
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 Confirmation Via Mail:  Yes  No

From: Denise M. Kettelberger, Ph.D.  
 Our Ref.: 11669.0098US01  
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 Total Pages: 22  
 E-Mail: dkettelberger@merchant-gould.com  
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## Title of Documents Transmitted:

Fax Transmission (in duplicate); Petition for Revival; Amendment; and Application Data Sheet

Applicant: Lasky et al.  
 Serial No.: 09/119,209  
 Filed: July 20, 1998  
 Group Art Unit: 1646  
 Our Ref. No.: 11669.0098US01

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By: Denise M. Kettelberger,  
 Name: Denise M. Kettelberger, Ph.D.  
 Reg. No.: 33,924

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Lynnda Kraft

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